

## Nebraska

## UNIVERSITY WILL NOT MOVE

Regents Vote Down Proposition to Transfer Institution to Farm.

## WOULD AMEND SACKETT LAW

Governor Shallenberger Favors Changes that Would Expedite Proceedings—Mullen Back from Washington.

(From a Staff Correspondent.)

LINCOLN, Neb., Dec. 12.—(Special Telegram.)—The regents of the university met today and transacted usual routine business. The question of gradual removal of college buildings to the state farm was again voted on and stood four to two in favor of maintaining the present location. This question was voted on before and stood three to three for removal.

The board adopted the memorial report to the governor, which report was based on the assumption that the present campus would be retained. It went on record as favoring as soon as possible a change in the plan of operating the medical college so that a four-year course could be taken at Omaha and two in Lincoln instead of the present reversed plan.

A bit of session was indulged in at the expense of the members when they were congratulated for having stayed away from the legislature and the hotel lobbies during the session of the legislature, and hoped that this good judgment would again be shown. As a matter of fact, members of the university faculty were frequently to be seen hectoring members during the session of 1909.

**Governor Would Amend Law.**  
"I am thinking strongly," said Governor Shallenberger, yesterday, "of incorporating into my message to the legislature a suggestion for an amendment to the Sackett law. As it now stands my experience is that it is practically impossible to get good results from actions under it. For instance, last July I caused order proceedings to be started against Chief Donahue of Omaha. The slow methods of our court procedure it will be impossible to get any results from that suit until long after I am out of office. I am persuaded that if a governor, soon after coming into office, should begin order proceedings against some official under the Sackett law he would be unable, even with the aid of the courts, to secure results until near the close of his term. The courts, too, until the official's term of office was out, would be unable to do so from the outside. This is a lot of power to give a governor, but in my opinion it is the only way to make the Sackett law effective."

"We talked the matter over at the convention of governors and it was generally agreed that a governor would be so hedged about by his record and good name in public, with his record and good name at stake, that he would be mighty sure of his ground before he would exercise such a power invested in him."

**Mullen Has Returned.**  
Attorney General Arthur Mullen returned from Washington yesterday, whether he has been in company with I. L. Albert and C. O. Whedon, argued in behalf of the state, the bank guaranty cases which the state appealed from the findings of unconstitutionality of the federal circuit court. Mr. Mullen says that while he would not presume to predicate what the court will do he feels very hopeful of a reversal of the lower court's decision in the matter. The court listened to the argument with much attention and frequently asked questions. Each of the Nebraska attorneys were given twenty minutes while the attorney for the banks consumed an hour and three-quarters in behalf of the Kansas banks and the Nebraska banks.

Nebraska attorneys were in the east two weeks on this case, although they secured but a short time in which to persuade the judges. The date of hearing was at first December 2, and before it was finally heard had been delayed until December 6. This time was utilized by the Nebraska attorneys in drafting a reply brief and filing it with the court, a procedure which is allowable in supreme court any time before the arguments are heard.

As the time was divided Attorney General Mullen and Judge Albert discussed whether the bank guaranty law was a demand of the government for the purpose of police regulation. Mr. Whedon assumed that the proof had been made that the law was a regulatory measure and argued then that the state had a right to levy a tax for this purpose.

**Decide on Monument.**  
Attorney General Mullen came to the rescue of Secretary of State Junkin and State Treasurer Brian today and voted with them that it was all right for their names to be carved on the stone slab placed in a corner of the new building at the Hastings asylum. He agreed with Mr. Brian that it was not a desirable practice, for often the names carved in this enduring manner turned out to be names to be ashamed of afterwards. But now that it was done, even though his name was not to be embossed in granite, he was willing to vote to pay the first estimate of the contract price of \$25,000. Two motions were passed by the board during the controversy over these inscriptions, the one that the name of Land Commissioner Cowles should be removed at his request, which he made as emphatically as possible; the second, that the building should be accepted just as it stands. Which of these motions takes precedence was not decided on. The names, however, will remain, unless the land commissioner carries out his threat and refuses to sign the voucher without a lawsuit.

In return for his vote on the matter the attorney general was offered a chance to have a place on the state seal. Mr. Mullen seemed to want it, but when the matter was eagerly put up to him by the members, who now enjoy the distinction and who are willing to make it as broad as possible, he backed down and declared he would not be so honored for anything.

**Some Queer Bills.**  
Secretary of State Junkin signed some telephone bills today which looked to him to be worth investigation, only that he did not care to undertake the task on so small amounts. These bills were long distance calls from the governor's mansion to his home city and to various democratic leaders in the state, and two calls from C. R. Manuel of the Kearney School for Boys, the one to the chairman of the republican state central committee, the other to W. H. Taft of Cozad, a prominent member of the populist state committee, of which Mr. Manuel is chairman. Mr. Junkin thought that perhaps these were private calls, but had got onto the wrong list. However, they are audited and will be paid by the state.

**Criticizes Taft's Message.**  
Prof. H. W. Caldwell, head of the history department of the University of Nebraska, discussed the recent message of President Taft at a convocation today. He declared there was not a word in the whole message of 40,000 words which would excite desire for governmental achievement in the reader. He said it was both a standard message and a progressive message, depending on which portion of it the reader based his statements.

## Nebraska

Boy Shoots Himself.  
William Dill, a 17-year-old boy, tried to commit suicide last night by shooting himself through the head. He gave as his reason for the act that his father was mean to him. The parents declare that the boy came home under the influence of liquor and when severely reproved by his father went out into the yard and plunked a bullet into his head. He has a fighting chance of recovery.

**Requisition Issued.**  
Governor Shallenberger today issued a requisition for the person of Roy Gardner, alias William Gardner of Lincoln, charged with grand larceny, and now under arrest in Georgia. It is charged that Gardner on or about December 21, 1909, stole from a smokehouse in University Place two dressed pigs and a dressed beef, all worth about \$10. After this incident Gardner continued in the regular army and has been for the last ninety days confined in the federal prison at Fort Oglethorpe for desertion. He will be released on December 30 and will be brought to Nebraska at once to face the charge of grand larceny.

**Blind Telegrapher Has Good Memory**  
YORK OPERATOR, WHO WORKS MARKET WIRE, REMEMBERS HUNDRED QUOTATIONS DAILY.  
YORK, Neb., Dec. 12.—(Special.)—In the office of the Cough Grain company in this city the operator who receives by telegraph the grain, stock and market quotations is blind. Charles Benton has been blind for ten years and although deprived of sight, he goes to and from his place of business and makes his purchases, waiting about the business and residence streets unaccompanied. To receive and write the quotations is a trying position even for an expert who has sight. Mr. Benton does his work quickly and most satisfactorily and correctly. Every day there are a large number of telephone calls, inquiries principally from parties wishing to know the opening and closing of grain, live stock markets and other stocks. A large per cent of the telephone inquiries are received by Mr. Benton, who, by reason of his wonderful memory, is able to answer at once, giving the information correctly. He is industrious and painstaking in all his work and is considered one of the most expert telegraph operators in the west.

**George Osborne is Denied New Trial**  
Slayer of John Hootor at Fremont is Sentenced to Fifteen Years in Penitentiary.

FREMONT, Neb., Dec. 12.—(Special Telegram.)—Judge Hollenbeck this morning overruled the motion for a new trial in the case of the state against George Osborne and sentenced the defendant to 15 years in penitentiary. Osborne was charged with murder in the first degree by killing John Hootor, a peddler last August. The case was tried this term and the jury found him guilty and recommended him to the court.

**YORK COUNTY CORN EXHIBIT**  
Prize Cup for Best Ten Ears Won by L. Kalf.

YORK, Neb., Dec. 12.—(Special.)—The best ten ears of corn raised in York county this year are the property of the Farmers National bank of York and are now on exhibition. The bank will loan the ten ears to be exhibited at the Nebraska Corn Improvers' state show that will be held in Lincoln in January.

The land owners and farmers owning the Farmers National bank, wishing to create a greater interest in improvement of corn in York county, purchased a beautiful silver trophy, glass case and surrounded by a golden set of corn, which they give as a prize for the best ten ears of corn raised in York county. Mr. L. Kalf, a young farmer living six miles south of York, raised and exhibited the ten ears and was awarded the trophy.

At the rate of \$5 per bushel for corn is what York county farmers paid for seed corn auctioned after the York County corn show was held. This was the price paid for corn that took second, third, fourth, fifth and sixth prizes. The successful bidders claimed they would have paid more if necessary. The state judges who awarded premiums said that the corn exhibit here would have won prizes at a national corn show.

**Nebraska News Notes.**  
NEBRASKA CITY—Rosa Harrison was married to Miss Alice Hubbell of Glenwood.

NEBRASKA CITY—Miss Margaret Jansen, the youngest daughter of Senator and Mrs. Peter Jansen, is ill from an attack of appendicitis.

NEBRASKA CITY—Mrs. Elsie Pearson of Percival lost her pocketbook containing \$40 in cash and John Hoke lost his pocketbook containing \$1.

NEBRASKA CITY—Judge William Hayward left Sunday, with his wife and son, for China to spend the winter. It is estimated that he has gone there to look the country over with a view of accepting a consular position.

NEBRASKA CITY—Police Judge Cook underwent a surgical operation yesterday in which he had part of his right foot amputated. His condition is improving and it may have to be operated upon.

NEBRASKA CITY—Isiah Shellenberger, who died at the home of his son at Colby, Kan., Sunday and the remains were brought to this city for burial. He went to visit with his son a short time ago and died while there.

NEBRASKA CITY—Little Josephine Holden has begun a suit for divorce against her husband, Edward A. Holden, on the grounds of desertion and nonsupport. They were married at Tecumseh, July 14, 1897, and two children were born to them.

NEBRASKA CITY—Albert Farlow, a former Beatrice resident, is head of the publisher's department of the late Mary Hester Q. 2049. Mr. Farlow formerly operated a broom factory here, and after going east about twenty-five years ago entered the employ of Mrs. Eddy.

NEBRASKA CITY—At the annual meeting of the Christian church the report of Rev. J. E. Davis, the pastor, showed that the membership had reached the 1,202 mark. The church has raised \$10,000 from various sources during the last year and is in a very flourishing condition.

HASTINGS—The appointment of Dr. William Kern as superintendent and George James as steward of the state asylum at Lincoln has met with popular favor here. Dr. Kern was met with popular favor here. The institution was in 1894 and retained the place through the administrations of Governors, Dietrich, Savage, Mickey and Shallenberger.

YORK—That York citizens are prosperous and most liberal was very much in evidence when the Methodists of this city dedicated the new church annex costing \$200,000 at 8 a. m. The large new church building was filled with members of the church, who in a few minutes subscribed over \$2,000, which was more than enough to pay for improvements.

HASTINGS—Petition for another project in Hastings has been signed by the requisite number of property owners and will soon be presented to the council. It calls for paving St. Joe avenue between Second and Twelfth streets. This and one other district will be paved next spring. Altogether about five miles of paving has been inaugurated in Hastings this year.

BEATRICE—The Gage County Farmers' institute opened for a run of a week with a large crowd of attendance. Prof. Nelson gave an instructive talk on seed corn and L. L. Carlson told the farmers about breeding and draft horses. In the women's section there was a most interesting demonstration conducted by J. F. Coupe of Lincoln, who pointed out the relative value of the different parts of the beef and showed how to cut them.

HASTINGS—The Hastings Board of Education has ordered R. B. Danaher and W. H. Burton to confer with State Superintendent Bishop in Lincoln Tuesday concerning the certification of certain teachers in the Hastings schools and to settle the effect of their qualifications upon the apportionment of state funds. The sum involved is about \$2,000. The state superintendent has withheld his approval pending receipt of further information from the Hastings board.

**FISH FOR SOUTH DAKOTA STREAMS**  
Government Car Placing Black Bass and Catfishes in River.

YANKTON, S. D., Dec. 12.—(Special.)—This wintry weather might not be supposed to be the best in the world for shipping live fish from the government hatcheries to the streams and lakes of South Dakota, but Captain W. E. Smith of the United States Bureau of Fisheries is in Yankton with a finely equipped government fish car, with a carload of black bass and catfishes, and is planning their shipment over North and South Dakota, and says this is the best kind of weather, especially for crappie, a hardy fish that does well in this latitude. A number of cans were dumped into the James river at this point and the car then proceeded north and will eventually be emptied, the fish, which came from a government hatchery in Illinois, being placed in the streams and lakes of the two states named. Three assistants are helping Mr. Smith and a negro cook is attending to their physical wants. The car is fitted with an elaborate steam outfit that pumps fresh air into the cans constantly while in transit.

**Iowa News Notes.**  
IOWA CITY—University authorities cannot explain fully the fire which last Saturday evening threatened destruction to the anatomy building of the school.

MARSHALLTOWN—A diamond engagement ring worth \$125 was found today by a plumber. It was dropped down the drain by Mrs. Scoville seven years ago.

MARSHALLTOWN—A state-wide movement has been started by the county sheriffs by which they are to begin the passage of legislation during this winter which will increase their pay.

IOWA CITY—Colonel R. P. Howell of the Fifty-fourth regiment of the Iowa National guard has announced that if possible he will conduct an officers' school here at Iowa City during the last three days of the first week of January.

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MARSHALLTOWN—Harry Baker did a thriving business with forged checks, which, according to his own admission, he passed at no less than fifteen retail stores. While in the act of passing the sixteenth he was arrested.

MARSHALLTOWN—Invitations have been sent to 125 Minneapolis, St. Paul, Chicago, St. Louis and other cities, for railroad officials to attend a "harmony smoker" to be given for the railroad of Iowa City during the last three days of the first week of January.

MARSHALLTOWN—Eleven machinists, six of whom came from Minneapolis, who were employed as strike breakers by the Lennox Machine company, struck because of the refusal of the company to increase their wages 5 cents an hour. They returned to Minneapolis.

FORT DODGE—Damages for \$500 are what John Adams of Grove demands from the Chicago Great Western for loss of alleged permanent injuries received when he was electrocuted in a train between this city and Lehigh. Adams declares that his feet were frozen as a result, necessitating amputation later on.

HOLCOMB—A fall early in the summer resulting in a broken hip proved too much of a strain on the feeble condition of Mrs. Mary Silverthorn, who died last Sunday noon. Six sturdy grandsons of the old lady acted as pall bearers at her funeral, which was held today at her home southwest of here in Madison county.

GREENFIELD—T. W. Bobby, until recently a prominent member of the commandery of Knights Templar, died Sunday day in Henry, Ill. The cause of his death is not known.

GREENFIELD—Clare Marx, cashier of the First National bank, died Monday following a severe attack of pneumonia. He was 30 years of age and leaves a widow and one child.

OSKALOOSA—Saloon men here have appealed to the courts in an effort to shield the signers of their petition from publicity. They have filed a petition in the district court asking that an injunction be granted prohibiting the publication of their names in the Oskaloosa papers.

SHENANDOAH—Shenandoah is to lose one of its largest factories. Marselline, Ill., having raised \$5,000 to induce the Swanson Manufacturing company to locate there. The company puts agriculture implements on the market and employs 125 men. The change will involve an expenditure of \$100,000.

CRESTON—Energetic pounding on the small table in his dining room caused broke it off and allowed the small young son of Mr. and Mrs. James Hennigan of Creston, to fall from a red hot stove. He was badly burned about the head and may not recover.

KNOXVILLE—In a message to the secretary of the Library association of Knoxville, Andrew Carnegie's secretary announced that Mr. Carnegie has consented to give \$5,000 for the erection of a public library in Knoxville on the condition that the city make an appropriation of \$1,000 a year for running expenses.

ATLANTIC—Alleging that her husband was under the influence of drugs the last year or so of his life, and that he was drawn up while in this condition, Mrs. Mary A. Stafford, the divorced wife of the late P. T. Stafford, who died recently at Plattsburg, N. Y., has filed a caveat to the probate of the will in the district court here. Stafford claimed that the will was a forgery and that she was the true widow when she secured her divorce. She charges that it was McDowell that turned her from a faithful wife into a divorcee. She has three children.

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W. H. Burtch, Bingham, Pa., writes: "I was in a terribly run-down condition, my lungs were weak and sore, and I had a dull, heavy pain between the shoulders. I lost flesh very rapidly, and feared I was going into consumption. After taking four bottles of Hood's Sarsaparilla I was entirely cured and never felt better."

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CRESTON, Ia., Dec. 12.—(Special.)—S. A. Streams and his wife celebrated their golden wedding anniversary here Monday.

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## JUDGE FAVORS LE BLANC GIRL

Young Woman Had No Knowledge of Use of Revolver.

## WIDOW IS PLACED IN BAD LIGHT

Judge Points Out Inconsistency in Testimony of Mrs. Glover—District Attorney Uses Warm Language.

CAMBRIDGE, Mass., Dec. 12.—The fate of Hattie Le Blanc, who is charged with the murder of Clarence F. Glover, will be in the hands of the jury tomorrow. Judge Bond will complete his charge in the morning, and after the girl has declared her innocence, the jury will be given the case.

The twelve Middlesex farmers and mechanics, who have not seen home or family for more than two weeks, listened to earnest appeals by Melvin M. Johnson, senior counsel for the defense, and District Attorney John J. Higgins. Mr. Johnson made an impassioned plea for acquittal. Mr. Higgins, calm, but no less earnest, asked for conviction.

Judge Bond then began his charge and much of what he said was considered to be distinctly favorable to the defendant. Especially where his words bearing on the question whether the girl had the courage and the ability to use for the first time a revolver that required the grasp of a good sized hand, and the knowledge how to release a safety attachment. He said the government had not shown that Hattie Le Blanc had ever used such a weapon, while on the other hand, Mrs. Glover, the widow, did not know how to use one.

**Urges Benefit of Doubt.**  
He was urging the jury to give the girl the benefit of any reasonable doubt, when he decided to conclude his remarks to-night.

Mr. Higgins described Mrs. Glover as a woman, who had been bad from the beginning.

He asserted, however, that Hattie's association with Glover transformed her from a child to a woman. Glover, said he, had been shot from above, that Hattie and the shooting and that the struggle in the laundry occurred after the shooting.

Judge Bond in his charge defined murder and its different degrees. He called particular attention to what he said was very important testimony given by Hattie Le Blanc, in which she said she heard what she thought was another person in the laundry when she was there with Glover.

He said that the jury must determine whether there was anyone else there who might have had the opportunity to shoot Glover.

**Dying Statement Excluded.**  
He charged that the jury should exclude altogether from the case any reference to an alleged dying statement by Glover.

Referring to the girl being found in hiding under the bed in the Glover house, Judge Bond said the jury was asked to decide whether Hattie hid herself voluntarily or was assisted in hiding by someone else.

"It has been shown from the defendant's own testimony," said Judge Bond, "that she was in the laundry. Mrs. Glover said she was at her home reading a paper and using a telephone. There is testimony showing that Mrs. Glover was on the street that evening and it is for the jury to decide whether she had the opportunity of going to the laundry. It has been shown that Mrs. Glover was familiar with pistols and their use."

Judge Bond had been speaking an hour and a half, when he adjourned the case. He will conclude his charge in the morning.

**ALLEGED CAR THIEVES ARRESTED**  
George Young, Three Sons and Sport Thompson in Custody at Logan.

LOGAN, Ia., Dec. 12.—(Special.)—Marshall Millman, Deputy Sheriff M. D. Myers of Missouri Valley, Sheriff R. K. Deputy Sheriff C. Smith, took into custody last night on the charge of larceny, George Young and his three sons, Lisle, Byron and Gale, also "Spot" Thompson at Missouri Valley.

Mr. Young and his son, Lisle, are charged with aiding and concealing, the others are charged with larceny. Mr. Young and Lisle were brought to Logan about midnight last night and the boys this morning.

The officers report the stolen goods taken from the boxcars Friday last, found, also a confession on the part of the boys. George Young will be given a hearing before Mayor Amen of Missouri Valley tomorrow morning. Lisle Young has been bound over to the grand jury. Byron Young and "Spot" Thompson will doubtless be returned to the reform school at once, as they have violated their parole.

To Marshal Millman and Deputy Sheriff Myers belongs the credit of ferreting out and locating the offenders.

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